

# EXHIBIT 22

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

CHARIF SOUKI, Individually, AVR AH  
LLC, KARIM SOUKI, CHRISTOPHER  
SOUKI, and LINA SOUKI RIZZUTO, as  
Trustees of the SOUKI FAMILY 2016  
TRUST, and STRUDEL HOLDINGS LLC,

Plaintiffs,

-against-

NINETEEN77 CAPITAL SOLUTIONS A LP;  
BERMUDEZ MUTUARI, LTD.;  
WILMINGTON TRUST NATIONAL  
ASSOCIATION; and UBS O'CONNOR LLC,

Defendants.

Index No. 651164/2023

**ORAL ARGUMENT REQUESTED**

**NOTICE OF DEFENDANTS'  
MOTION TO DISMISS**

**PLEASE TAKE NOTICE** that, upon the accompanying memorandum of law, the Affirmation of Harry F. Murphy, dated July 25, 2023, and the exhibits thereto, Defendants Nineteen77 Capital Solutions A LP, Bermudez Mutuari, Ltd., Wilmington Trust National Association, and UBS O'Connor LLC (collectively "Defendants"), shall move this Court before the Motion Submissions Part, Room 130, 60 Centre Street, New York, New York 10007, on September 13, 2023, at 9:30 a.m., or as soon thereafter as counsel may be heard, for an order dismissing all claims asserted against Defendants in Plaintiffs' Second Amended Complaint (NYSCEF Doc. No. 200), with prejudice, pursuant to CPLR 3211(a)(1) and (a)(7), and awarding such other relief as the Court deems just and proper.

**PLEASE TAKE FURTHER NOTICE** that, pursuant to the Stipulation Regarding Plaintiffs' Motion to Amend and Briefing Schedule for Defendants' Motion to Dismiss the Second

Amended Complaint (NYSCEF Doc. No. 193), answering papers, if any, are required to be filed and served by August 29, 2023, and reply papers, if any, are required to be filed and served by September 12, 2023.

Dated: New York, New York  
July 25, 2023

ORRICK, HERRINGTON & SUTCLIFFE LLP

By: /S/ Darrell S. Cafasso

Darrell S. Cafasso  
Harry F. Murphy  
Thomas M. Garvey, Jr.  
51 West 52nd Street  
New York, New York 10019  
T: (212) 506-5000  
dcafasso@orrick.com  
hmunphy@orrick.com  
tgarvey@orrick.com

*Attorneys for Defendants  
Nineteen77 Capital Solutions A LP; Bermudez  
Mutuari, Ltd.; and UBS O'Connor LLC*

ALSTON & BIRD LLP

By: /S/ Christopher A. Riley

Alexander S. Lorenzo  
Morgan M. Meyer  
90 Park Avenue  
New York, New York 10016  
T: (212) 210 9400  
Alexander.lorenzo@alston.com  
Morgan.meyer@alston.com

Christopher A. Riley (*pro hac vice*)  
1201 West Peachtree Street NW  
ALSTON & BIRD LLP  
Atlanta, Georgia 30309  
T: (404) 881-7000  
chris.riley@alston.com

*Attorneys for Defendant Wilmington Trust  
National Association*